

SEWER COMMISSION MINUTES

September 13, 2006

Mrs. Briggs - The regular meeting of the Town of North Smithfield Sewer Commission meeting was called to order on Wednesday, September 13, 2006 at 7:04 pm.

Roll Call - Mrs. Paul - In attendance was: Mr. Leon Tikoian, Mr. Thomas McGee, Mrs. Linda-Jean Briggs, Mr. Michael Connolly and Mrs. Patricia Paul, Secretary. Mr. Nordstrom had a prior commitment and wasn't present and Mr. Manuel Alvarez was out of town.

1. APPROVAL OF MINUTES

Mrs. Briggs -Approval of Sewer Commission for August 9, 2006 minutes. Are there any corrections, additions, and deletions?

There is a correction to be made on Mr. Peter Sangermano's last name located on page 3 of the minutes.

MOTION made by Mr. McGee and seconded by Mr. Connolly and voted unanimously on an aye vote 4-0 to accept and approve as printed and corrected of Mr. Peter Sangermano's last name the August 9, 2006 minutes.

2. STOP & SHOP VHB – Mr. Alvarez

No one was present.

3. KEVIN BENOIT Sewer Improvement-Pound Hill Road

No one was present.

4. FERNANDO TAVARES – LIZ DEVELOPMENT – Release of Phase 1 Bond

Mr. Tavares would like to request the release of his phase 1 sewer bond.

Mrs. Briggs asked if he had something from Geremia stating that all of the conditions have been met?

Mr. Tavares's response was that he didn't have it with him.

Mrs. Briggs stated that was the only thing that they need. She received a copy of a letter that Mr. Alvarez wrote to Mr. Tavares and thought that there would be an accompanying letter from Geremia stating all of the work was done. She will locate another letter received from Geremia and include it depending upon how the commission wants to handle it and include it with any recommendation. It would also need to go before the Town Council for approval.

Mr. Tavares's response was ok.

Mrs. Briggs suggests along with any recommendation she would also like to have that letter from Geremia to be included with the packet that goes to the council.

Mr. Connolly stated that he doesn't think that Mr. Tavares should return and make a conditional recommendation.

MOTION made by Mr. Connolly and seconded by Mr. Tikoian with discussion to recommend that the sanitary sewer bond for phase 1 be released pending the addition of the letter from the engineering consultant Geremia confirming Mr. Alvarez's recommendation.

Mr. Tavares discussed that that with the release of the bond is it possible to get it during the time the sewer was in service? The reason he stated was asking was that the bonding company charges a premium for every year that the bond is outstanding and releasing it during the time the sewer was in service gives back a credit from the bonding company.

Mrs. Briggs response was that they can't release it retroactively and is that what your asked them to do?

Mr. Tavares stated he is asking if it would be possible to make the release of the bond when the sewer was completed, accepted and in service. The only thing that was outstanding was punch list items.

Mrs. Briggs stated she wasn't sure of what it is he is looking for from the sewer commission. She stated that an argument could be made that on the date of August 22, 2006 Mr. Alvarez wrote the letter identifying that the work had been completed and it is in-service then that was the time that it was accepted by the town if he had something else that was accepted by the town on some other date? She feels that it would be something that Mr. Tavares would have to deal with that he would present to his bonding company.

September 13, 2006

Mr. Tavares stated that his bonding company doesn't take his word, they would need to take the towns word.

Mrs. Briggs stated that if he had documentation saying and on August 22, 2006 it was accepted.

Mr. Tavares, ok stated he did have the documentation but did not have his binder with him that shows all of the documentation. But Manny did approve it back in 2004 but he stated he didn't have that information with him.

Mrs. Briggs suggested to Mr. Tavares because he will have to go before the Town Council, and if he would want further conditions placed then he should have that documentation prepared for the council so that they can make that decision.

Mr. Tavares response was ok.

MOTION – Mrs. Briggs after discussion all voted unanimously on an aye vote 4-0 that the recommendation to the council release the bond for phase 1 sewer development at Liz Development under the condition that both Mr. Alvarez and the letter from Geremia identifying that all work had been completed satisfactorily be forwarded to the council.

Mrs. Briggs stated that she will need to locate the letter. Mrs. Briggs asked Mr. Tavares that if he had the letter to please fax a copy to her at 725-1778 asked him to also include a cover sheet. She will forward to the council and he will need to follow up with the council to find out when it will be on their agenda.

5. FACILITY PLAN UPDATE

Mrs. Briggs doesn't have anything new on the facility plan update. She hopes that next month the commission will receive a full presentation on the facility plan. To her knowledge, the maps are still not complete and it may have to be put off until November. She also reviewed the wastewater facility planning document is the document that Geremia referred to last month and talked to the commission about alternatives to public wastewater treatment and it was for the lots where a public system isn't feasible. She asked the members to review and it will be incorporated into the full planning session.

6. CORRESPONDENCE & COMMUNICATIONS

Mrs. Briggs all correspondence is to be filed with all monthly minutes.

The most important correspondence received was the Sewer Permit Application from Manny Alvarez. She wanted to know if there is anything that needs to be added to the new one that wasn't on the old permit?

Mr. Connolly brought up that the effective date of the application should be placed on the application itself. It would be the date the form as adopted.

Mrs. Briggs stated she would send a recommendation back to Mr. Alvarez that he actually include a revision or identify the version that the application was created, a month and year that the application was created and to identify it in some way going forward of when it was adopted.

The Rockcliff Farms pump station was inspected in reference to the deficiencies that were outlined in June. They have been addressed and turned over and the warrantee has now begun and will end on August 8, 2007. The Pound Hill business park, developers are required to submit plans for review. So they have gone through it and have made some additional changes and we are now waiting for those plans to be submitted. She stated that she is unsure how much involvement they should have since again it is on private property.

7. OLD BUSINESS

Mrs. Briggs brought up that Silver Pines has sent out a letter stating that they would allow the residents on Main Street to connect. The problem that she perceives as an issue that they have not turned over the pipe into the road as of yet. Based on the receipt of that letter, she suggested that the Town Administrator, the towns legal department to make sure and to increase our liability. Mr. Alvarez is working with the town engineer. After speaking with the Town Administrator and suggested that he contact their engineer and get the ball rolling.

Mr. McGee asked that the pumping station has not yet been turned over?

Mrs. Briggs stated that that was correct. None of it has been turned over.

Mrs. Briggs stated that Mr. Benoit isn't present but asked the commission if they wanted to make a recommendation, they could.

September 13, 2006

Mrs. Briggs also stated that she has not received any plans from Stop & Shop. The secretary was asked by Mrs. Briggs to place Mr. Benoit on the agenda with her approval when he provided all of the

information, he did so when the meeting was and the agenda deadline was and wanted to be included on the agenda for the month of September. He told the secretary that he would be present. Mrs. Briggs requested that he be placed on October's agenda and asked the secretary that he be placed on the agenda again for the month of October.

Mrs. Paul stated she would do so.

8. NEW BUSINESS

None

9. ADJOURN

MOTION by Mr. Connolly and seconded by Mr. McGee and voted unanimously on an aye 4-0 vote to adjourn the meeting at 7:30 P.M.

Respectfully Submitted By,

Patricia A. Paul

Sewer Commission Secretary